

Amendments to House Bill No. 529
3rd Reading Copy

For the Senate Taxation Committee

Prepared by Lee Heiman
April 16, 2007 (7:41am)

1. Title, line 4 through line 5.
Strike: "REDUCING" on line 4 through "PROPERTY;" on line 5
2. Title, line 6.
Following: "EXEMPT"
Insert: "CLASS EIGHT"
3. Title, line 8 through line 9.
Strike: "UNDER" on line 8 through "GRANTS" on line 9
Insert: "THROUGH GUARANTEED TAX BASE FUNDING"
4. Title, line 11.
Following: "PROVIDING"
Insert: "APPROPRIATIONS AND"
5. Title, line 12.
Strike: "7-1-2111,"
Strike: "15-6-138,"
Strike: "20-9-406,"
6. Title, line 13.
Strike: "20-9-630"
Insert: "20-9-366"
Strike: "A DELAYED"
Strike: "DATE"
Insert: "DATES"
7. Page 1, line 18.
Following: "15-6-138"
Insert: "under [section 55, House Bill No. 833]"
8. Page 1, line 19.
Following: "15-6-145"
Insert: "because of the rate adjustment required by the amendment
of 15-6-138 in [section 55, House Bill No. 833]"
9. Page 1, line 22.
Strike: "4"
Insert: "55, House Bill No. 833"
10. Page 1, line 24.
Strike: "4"

Insert: "55, House Bill No. 833"
Strike: "1"

11. Page 1, line 25.
Strike: "SCHOOL DISTRICT,"

12. Page 2, lines 21 and 22.
Following: "DISTRIBUTIONS" on line 21
Insert: "for fiscal year 2009"
Strike: "AND THE" on line 21 through "20-9-630(2)." on line 22
Insert: ". Local government reimbursements for subsequent years
are made pursuant to the entitlement share recomputation as
provided in 15-1-121(6)."

13. Page 2, line 25.
Strike: "AND FOR EACH SCHOOL DISTRICT"

14. Page 2, line 27 through line 28.
Strike: "BY" on line 27 through "20-9-630." on line 28

15. Page 3, line 11 through page 4 line 13.
Strike: section 2 in its entirety
Renumber: subsequent sections

16. Page 16, line 26 through page 18, line 2.
Strike: section 4 in its entirety
Renumber: subsequent sections

17. Page 18, line 22.
Strike: "first \$100,000"
Insert: "specified amount"
Following: "property"
Insert: "exempt"
Following: "15-6-138"
Insert: "(5)"

18. Page 22, line 13 through line 15.
Strike: "SHALL DECREASE" on line 13
Insert: "may not increase"
Strike: "NEW REIMBURSEMENT" on line 13
Insert: "loss of tax base because of legislative action that is
reimbursed"
Strike: "THAT" on line 14 through "RECEIVED" on line 15

19. Page 23, line 15.
Following: "[section 1],"
Insert: "[section 9];"

20. Page 23, line 19.

Strike: "20-9-630;"

21. Page 24, line 8 through page 27, line 18.

Strike: sections 9 and 10 in their entirety

Insert: "**Section 7.** Section 20-9-366, MCA, is amended to read:

"**20-9-366. Definitions.** As used in 20-9-366 through 20-9-371, the following definitions apply:

(1) "County retirement mill value per elementary ANB" or "county retirement mill value per high school ANB" means the sum of the taxable valuation in the previous year of all property in the county divided by 1,000, with the quotient divided by the total county elementary ANB count or the total county high school ANB count used to calculate the elementary school districts' and high school districts' current year total per-ANB entitlement amounts.

(2) (a) "District guaranteed tax base ratio" for guaranteed tax base funding for the BASE budget of an eligible district means the taxable valuation in the previous year of all property in the district divided by the sum of the district's current year BASE budget amount less direct state aid and the state special education allowable cost payment.

(b) "District mill value per ANB", for school facility entitlement purposes, means the taxable valuation in the previous year of all property in the district divided by 1,000, with the quotient divided by the ANB count of the district used to calculate the district's current year total per-ANB entitlement amount.

(3) "Facility guaranteed mill value per ANB", for school facility entitlement guaranteed tax base purposes, means the sum of the taxable valuation in the previous year of all property in the state, multiplied by ~~140%~~ 142% and divided by 1,000, with the quotient divided by the total state elementary ANB count or the total state high school ANB count used to calculate the elementary school districts' and high school districts' current year total per-ANB entitlement amounts.

(4) (a) "Statewide elementary guaranteed tax base ratio" or "statewide high school guaranteed tax base ratio", for guaranteed tax base funding for the BASE budget of an eligible district, means the sum of the taxable valuation in the previous year of all property in the state, multiplied by ~~175%~~ 181% and divided by the total sum of either the state elementary school districts' or the high school districts' current year BASE budget amounts less total direct state aid.

(b) "Statewide mill value per elementary ANB" or "statewide mill value per high school ANB", for school retirement guaranteed tax base purposes, means the sum of the taxable valuation in the previous year of all property in the state, multiplied by ~~121%~~ 123% and divided by 1,000, with the quotient divided by the total state elementary ANB count or the total state high school ANB amount used to calculate the elementary school districts' and

high school districts' current year total per-ANB entitlement amounts."

{ Internal References to 20-9-366:

20-3-106*	20-3-106*	20-6-702	20-9-306*
20-9-308*	20-9-308*	20-9-346*	20-9-346*
20-9-351*	20-9-366*	20-9-369*	20-9-406* }

Insert: "NEW SECTION. Section 8. Appropriation. (1) There is appropriated to the department of revenue \$1,028,863 from the general fund for the administration of the property tax rebate provided in [House Bill No. 833].

(2) There is appropriated to the office of public instruction \$9,340,700 from the general fund for the purpose of paying the increase in guaranteed tax base payments established in 20-9-366(4)(a) as amended by [section 7]."

Insert: "NEW SECTION. Section 9. Statutory appropriation. The money necessary for the payment of the tax rebates established in [section 55, House Bill No. 833] are statutorily appropriated, as provided in 17-7-502, from the general fund to the department of revenue for distribution to taxpayers."

Renumber: subsequent sections

22. Page 27, line 23.

Strike: "date"

Insert: "dates"

Strike: "[This"

Insert: "(1) Except as provided in subsections (2) and (3),
[this"

23. Page 27.

Following: line 23

Insert: "(2) [Section 8(1) and this section] are effective on passage and approval.

(3) [Section 8(2)] is effective July 1, 2008."

- END -